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January 22, 2008

**BY HAND**

The Honorable Laura T. Swain  
United States District Judge  
United States Courthouse  
500 Pearl St., Room 755  
New York, NY 10007

**MEMORANDUM ENDORSED**

The ECF system provides notice of the entry of this Order to each party that has both entered an appearance in this case and registered with ECF. The ECF-registered attorneys are responsible for providing notice to any co-counsel whose e-mail addresses are not reflected on the ECF docket for this case, and Plaintiff's counsel, upon receiving notice of this Order, is hereby ordered to fax or otherwise deliver promptly a copy to all parties who are not represented by ECF-registered counsel. A certificate of such further service shall be filed within 5 days from the date hereof. Counsel who have not registered for ECF are ordered to register immediately as filing users in accordance with the Procedures for Electronic Case Filing.

**Re: D'Arcy Quinn v. Altria Group, Inc., et al., Case No. 07-CV-8783 (LTS)**

Dear Judge Swain:

We represent defendant Altria Group, Inc. ("Altria") in this action. On January 14, 2008, we filed a Motion to Dismiss with the Court, but failed to include certification pursuant to Paragraph 2.B of Your Honor's Individual Practices. We regret the error and have attached a revised Notice of Motion, along with copies of the original supporting documents.

Accordingly, we respectfully request that Your Honor reinstate the above-referenced Motion to Dismiss.

*The reinstatement request is granted.*

Respectfully submitted,

SO ORDERED.

Proskauer Rose LLP

By Howard L. Ganz

Howard L. Ganz

Attorneys for Altria Group, Inc.

*[Signature]* 1/28/2008

Enclosures

cc: Robert B. Stulberg, Esq. (By E-Mail)  
Attorney for Plaintiff

Shawn Patrick Regan, Esq. (By E-Mail)  
Attorney for Philip Morris International Inc.

